

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION

DANIEL JOSEPH HENDERSON,

Plaintiff,

vs.

MR. MCTIGHE, MS. POWELL,
MR. MADRID, MS. ALSTEAD,
MR. MONTGOMERY,
MR. DELELLA, MR. TROMBLEY,
MR. BIRKEBILE, MR. NELSON,
MR. VINES, MR. JOHNSON,
MR. MORHARDT, and
MR. WIRSCHING,

Respondents.

CV 21-67-GF-BMM-JTJ

ORDER

United States Magistrate Judge John T. Johnston entered his Findings and Recommendations in this case on August 18, 2021 (Doc. 7). Judge Johnston recommended that Plaintiff's complaint (Doc. 2) should be DISMISSED; that the Clerk of Court should be directed to close this matter; and have the docket reflect that the Court certifies pursuant to Rule 24(a)(3)(A) of the Federal Rules of Appellate Procedure that any appeal of this decision would not be taken in good faith.

No party has filed an objection to the Findings and Recommendations. The Court has reviewed Judge Johnston's Findings and Recommendations for clear

error. *McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc.*, 656 F.2d 1309, 1313 (9th Cir. 1981). The Court finds no error in Judge Johnston's Findings and Recommendations and adopts them in full.

IT IS ORDERED that Judge Johnston's Findings and Recommendations (Doc. 7) are **ADOPTED IN FULL**.

1. Henderson's Complaint (Doc. 2) is **DISMISSED**;
2. The Clerk of Court is directed to close this matter and enter judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure; and
3. The Clerk of Court is directed to have the docket reflect that the Court certifies pursuant to Rule 24(a)(3)(A) of the Federal Rules of Appellate Procedure that any appeal of this decision would not be taken in good faith.

DATED this 9th day of September, 2021.



Brian Morris, Chief District Judge
United States District Court